

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

WHEELLOCK, INC.,

Plaintiff,

vs.

**SIEMENS BUILDING
TECHNOLOGIES, INC. (d/b/a
FARADAY)**

Defendant.

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C.A. NO. 2:05CV454 – DF

JURY

**DEFENDANT’S UNOPPOSED MOTION TO WITHDRAW
DEFENDANT’S MOTION TO EXTEND DEADLINES**

Defendant, Siemens Building Technologies, Inc. (“Siemens”) files this motion to withdraw its motion to extend deadlines, filed on May 15, 2006, Court Docket No. 23. This motion is unopposed.

On May 22, 2006 the parties filed an Agreed Stipulation to Extend Deadlines, Court Docket No. 25. The filing of the Agreed Stipulation to Extend Deadlines has rendered the ultimate issue of Defendant’s Motion to Extend Deadlines as moot. Accordingly, Siemens requests that the Court enter the Proposed Order submitted herewith, granting Defendant’s unopposed motion to withdraw Defendant’s Motion to Extend Deadlines.

Respectfully submitted,

/s/ Robert M. Chiaviello, Jr.
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COUNSEL FOR DEFENDANT
SIEMENS BUILDING TECHNOLOGIES,
INC., (D/B/A FARADAY)

CERTIFICATE OF SERVICE

I hereby certified that a true and correct copy of the foregoing was served upon all counsel of record in compliance with the Federal Rules of Civil Procedure and the Local Rules for the Eastern District of Texas on the 31st day of May, 2006.

/s/Robert M. Chiaviello, Jr.

Robert M. Chiaviello, Jr.